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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/619,401	07/19/2000	Anthony Botzas	4	1342

7590 04/23/2003

Docket Administrator Rm 3C-512
Lucent Technologies Inc
600 Mountain Avenue
PO Box 636
Murray Hill, NJ 07974-0636

EXAMINER

MEHRPOUR, NAGHMEH

ART UNIT	PAPER NUMBER
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2683

DATE MAILED: 04/23/2003

3

Please find below and/or attached an Office communication concerning this application or proceeding.

58

Office Action Summary

Application No.
09/619,401

Applicant(s)
Attory Botzas

Examiner
Naghmeh Mehrpour

Art Unit
2683



-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136 (a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☐ Responsive to communication(s) filed on _____.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-20 is/are pending in the application.
- 4a) Of the above, claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-20 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claims _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- 11) ☐ The proposed drawing correction filed on _____ is: a) ☐ approved b) ☐ disapproved by the Examiner.
If approved, corrected drawings are required in reply to this Office action.
- 12) ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. §§ 119 and 120

- 13) ☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
a) ☐ All b) ☐ Some* c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).
*See the attached detailed Office action for a list of the certified copies not received.
- 14) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).
a) ☐ The translation of the foreign language provisional application has been received.
- 15) ☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892) 4) ☐ Interview Summary (PTO-413) Paper No(s). _____
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948) 5) ☐ Notice of Informal Patent Application (PTO-152)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____ 6) ☐ Other:

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Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless -

(e) the invention was described in (1) an application for patent, published under section 122(b), by another filed in the United States before the invention by the applicant for patent or (2) a patent granted on an application for patent by another filed in the United States before the invention by the applicant for patent, except that an international application filed under the treaty defined in section 351(a) shall have the effects for purposes of this subsection of an application filed in the United States only if the international application designated the United States and was published under Article 21(2) of such treaty in the English language.

2. **Claims 1-3, 5-15, 17-20**, are rejected under 35 U.S.C. 102(e) as being anticipated by Fuller et al. (US Patent Number 6,453,164 B1).

Regarding **claims 1-2, 12, 17-18**, Fuller teaches cellular telephone, comprising:

a memory adapted to store a telephone number associated with an incoming telephone call (col 2 lines 1-6, lines 10-11), and

a transmitter adapted to transmit the telephone number to another telephone (col 2 lines 12-13), and

a receiver adapted to receive a different telephone number from the another telephone, (col 2 lines 21-24), and

a calling unit adapted to place an outgoing telephone call to the different telephone number (col 2 lines 12-13).

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Regarding **claims 3, 15**, Fuller teaches a cellular telephone wherein the transmitter is in a personal area network (col 6 lines 66-67, col 7 lines 1-2).

Regarding **claims 6, 19-20**, Fuller teaches a telephone/cellular phone further comprising a display adapted for exhibit and store the telephone number, and means for receiving user input regarding the placement of the outgoing call to the received telephone number (col 23 lines 65-67).

Regarding **claim 7**, Fuller teaches a telephone wherein a user input unit adapted to receive a user instruction regarding the placement of the outgoing call (col 2 lines 16-20).

Regarding **claim 8**, Fuller teaches a telephone wherein is a PSTN based telephone (col 6 lines 63-66).

Regarding **claim 9**, Fuller teaches a telephone wherein is a cordless telephone (col 9 lines 1-7).

Regarding **claims 10**, Fuller teaches a telephone wherein the receiver is a handset of the cordless telephone (col 9 lines 52-54).

Regarding **claims 11, 13**, Fuller teaches a telephone wherein the telephone is another cellular telephone (col 2 lines 43-47).

Regarding **claim 14**, Fuller teaches a telephone wherein the call related information comprises a telephone number associated with a telephone call previously received by the other telephone (col 9 lines 27-37).

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Claim Rejections - 35 USC § 103

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. **Claims 4, 16**, are rejected under 35 U.S.C. 103(a) as being unpatentable over Fuller et al. (US Patent Number 6,453,164 B1).

Regarding **claims 4, 16**, Fuller fails to teach that the transmitter is in a bluetooth network.

However Examiner takes official notice that a transmitter which is in a bluetooth network is well known in the art. Therefore, it would have been obvious to one of ordinary skill in the art at the time of the invention to use above teaching to Fuller, in order to enable the mobile to communicate with a server for the purpose of making request for the delivery of specific content, such as a song, video, or screen.

Conclusion

5. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Vo et al.(US Patent 5,724,656) disclose method and apparatus for providing an improved caller interface in a fixed cellular communication system

Akhavan (US Patent 5,920,815) disclose personal phone number system

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Agrawal et al. (US Patent Number 6,216,005 B1) disclose cellular-fixed call completion and call transfer service from a cellular network provider

Shaffer et al. (US Patent Number 6,447,374 B1) disclose apparatus and method for calendar based call routing

6. Any responses to this action should be mailed to:

Commissioner of Patents and Trademarks

Washington, D.C. 20231

or faxed to:

(703) 872-9314, (for formal communications indented for entry)

Or:

(703) 308-6306, (for informal or draft communications, please label

“PROPOSED” or “DRAFT”)

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive,
Arlington, Va., sixth Floor (Receptionist).

Any inquiry concerning this communication or earlier communication from the examiner should be directed to Melody Mehrpour whose telephone number is (703) 308-7159. The

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examiner can normally be reached on Monday through Thursday (first week of bi-week) and Monday through Friday (second week of bi-week) from 6:30 a.m. to 5:00 p.m.

If attempt to reach the examiner are unsuccessful the examiner's supervisor, William Trost can be reached (703)308-5318.

NM

April 17, 2003



WILLIAM TROST
SUPERVISORY PATENT EXAMINER
TECHNOLOGY CENTER 2600